

### **REMARKS**

The non-final Office Action of February 9, 2007, has been reviewed and these remarks are responsive thereto. By this amendment, claims 43-46 and 48-57 have been amended to clarify their scope, no claims have been canceled, and no new claims have been added. Claims 1-46 and 48-61 remain pending in the instant application. Reconsideration and allowance of this application are respectfully requested.

Preliminarily, Applicants note with appreciation the courtesies extended by Examiner Contee to the undersigned and Mr. Brisnehan during the telephone interview of May 17, 2007. The following remarks include Applicants' substance of interview pursuant to MPEP § 713.04. Specifically, the pending rejections under 35 U.S.C. § 102(e) were discussed, including a discussion of the teachings of the Chow reference as compared to certain features of the pending claims. The Examiner indicated that she would not maintain the rejection of the claims under 35 U.S.C. § 102(e) based on the Chow reference.

#### ***Rejections under 35 U.S.C. §102***

Claims 1-46 and 48-61 stand rejected under 35 U.S.C. §102(e) as allegedly being anticipated by U.S. Patent No. 6,961,559 to Chow et al. (*Chow*). Applicant respectfully traverses this rejection.

As discussed in the Amendment filed April 21, 2006, *Chow* only relates to radio frequency (RF) transceivers and receivers for supporting communications over cellular networks. Col. 12, line 66 – col. 13, line 13. As is well known in the art, an RF receiver used in cellular telephone technology is unrelated to a “radio” as described in the present application. To illustrate this difference, a portion of *Chow* relied-upon by the Office Action, col. 15, line 41 to col. 16, line 6, describes a mobile station that places a telephone call and then tunes to the designated RF Digital Traffic Channel (DTC) for supporting the voice communications during the call. However, neither this portion of *Chow*, nor any portion that the Applicant has identified, discloses “associating the [telephone] number with a radio frequency” or “tuning a radio to the associated radio frequency,” in response to receiving an incoming telephone call, as recited in independent claim 1.

Since every independent claim in the present application recites the use of radios and / or one or more radio frequencies, and since the mobile stations with cellular RF receivers and transmitters of *Chow* are unrelated to the radios / radio frequencies disclosed in the present application, claims 1-46, and 48-61 are not anticipated by *Chow*.

Additionally, Applicants note that claims 43-46 and 48-57 have been amended to recite an "apparatus" rather than an "article," in order to better clarify their scope. Each of these amended claims recites the use of radios and / or one or more radio frequencies, and therefore is not anticipated by *Chow* for at least the same reasons discussed above.


### Conclusion

All rejections having been addressed, Applicant respectfully submits that the instant application is in condition for allowance, and respectfully solicits prompt notification of the same. However, if for any reason the Examiner believes the application is not in condition for allowance or there are any questions, the Examiner is requested to contact the undersigned at (202) 824-3153.

Respectfully submitted,

BANNER & WITCOFF, LTD.

Dated this 31 day of, May, 2007 By:

  
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